

11-13-00

A/Box/seq

11/10/00  
U.S. PTO

NON-PROVISIONAL  
UTILITY PATENT APPLICATION  
TRANSMITTAL - 37 CFR 1.53(b)

[ ] Duplicate  
(check, if applicable)

Assistant Commissioner for Patents  
**BOX PATENT APPLICATION**  
Washington, DC 20231

Attorney Docket No. 209598.5002/30U1 (98-0311)  
First Named Inventor: Ronald B. Gartenhaus  
Express Mail Label No. EL631607463US

Total Pages of Transmittal Form: 2

J892 U.S. PRO  
09/709131  
11/10/00

Transmitted herewith for filing is the non-provisional utility patent application entitled:

MCT-1, A Human Oncogene

which is:

- an [ ] Original; or  
a [X] Continuation, [ ] Divisional, or [ ] Continuation-in-part (CIP)  
of prior Application No. PCT/US99/10184 filed May 10, 1999.

- [X] This non-provisional patent application is based on Provisional Patent Application No. 60/085,029, filed May 11, 1998.

Enclosed are:

- [X] Specification (including Abstract) and claims: 57 pages.  
[X] Non-executed Declaration.  
[ ] Copy of Declaration from prior application.  
[ ] Separate Power of Attorney (including 37 CFR 3.73(b) statement, if applicable).  
[X] 4 sheets of formal drawings.  
[ ] Microfiche computer program (Appendix).  
[X] Nucleotide and/or Amino Acid Sequence Submission, including:  
[X] Computer readable copy [X] Paper Copy (6 pgs.) [X] Verified Statement.  
[ ] Under PTO-1595 cover sheet, an assignment of the invention.  
[ ] Certified copy(ies) of &@ Application No(s). &@ filed &@ is/are filed:  
[ ] herewith or [ ] in prior application &@.  
[X] Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as [ ] an Independent Inventor, or [ ] a Small Business Concern, or [X] a Non-Profit Organization.  
[ ] Preliminary Amendment.  
[ ] Information Disclosure Statement, PTO-1449, and cited references.  
[ ] Other: &@

The filing fee is calculated as follows:

			SMALL ENTITY				LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC FEE: \$355				BASIC FEE: \$710	
Total	31 - 20 =	11	X9	\$ 99	OR	X18	\$	
Independent	13 - 3 =	10	X40	\$ 400	OR	X80	\$	
[ ] Multiple Dependent Claims Present			\$135	\$	OR	\$270	\$	
			<b>TOTAL</b>	<b>\$ 0 *</b>	OR	<b>TOTAL</b>	<b>\$</b>	

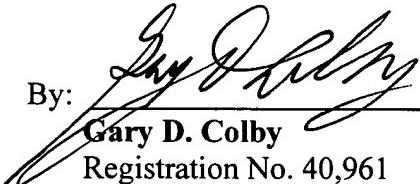
- [X] The Commissioner is not authorized to charge the filing fee at this time as we elect to defer payment of the entire filing fee until receipt of a Notice to File Missing Parts.
- [ ] A check in the amount of \$ \_\_\_\_\_.00 to cover the filing fee is enclosed.
- [X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 209598.5002/30U1) as noted below. A duplicate copy of this sheet is enclosed.
- [ ] Any overpayments or deficiencies in the above-calculated fee.
- [ ] Filing fee in the amount of \$ \_\_\_\_\_ as calculated above.
- [X] Any additional fees required under 37 C.F.R. § 1.16 and § 1.17.
- [X] In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

**CORRESPONDENCE ADDRESS:**

10 November 2000

(Date)

By:



Gary D. Colby

Registration No. 40,961

AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.

One Commerce Square

2005 Market Street - Suite 2200

Philadelphia, PA 19103

Telephone: 215-965-1200

Direct Dial: 215-965-1285

Facsimile: 215-965-1210

E-Mail: GColby@akingump.com

[X] Customer Number or Bar Code Label: 000570

Enclosures

JCE992 U.S. PTG  
09/709131  
11/10/00  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re: Patent Application of : Group Art Unit: Not Yet Assigned  
Ronald B. Gartenhaus :  
Appln. No.: Not Yet Assigned : Examiner: Not Yet Assigned  
Filed: Herewith :  
For: MCT-1, A Human Oncogene : Attorney Docket  
: No. 209598.5002/30U1

**STATEMENT TO SUPPORT FILING AND SUBMISSION  
IN ACCORDANCE WITH 37 CFR §§ 1.821 THROUGH 1.825**

- (X) I hereby state, in accordance with the requirements of 37 C.F.R. §1.821(f), that the contents of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 C.F.R. §1.821(c) and (e), respectively are the same.

Respectfully submitted,

**Ronald B. Gartenhaus**

10 November 2000

(Date)

By:

  
**Gary D. Colby**

Registration No. 40,961

**AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.**

One Commerce Square

2005 Market Street - Suite 2200

Philadelphia, PA 19103

Telephone: (215) 965-1200

**Direct Dial: (215) 965-1285**

Facsimile: (215) 965-1210

E-Mail: GColby@akingump.com